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## **FACSIMILE COVER SHEET**

Deliver to: Chandra P. Chaudhari, USPT	O Art Group:2891			
Facsimile No.: (571) 273-1688	Date: July 28, 2005			
From: Gregory D. Caldwell, Reg. N	0. 39,926			
Our Docket No.: 42P17819	Number of pages13including this sheet.			
Application No.: 10/748,383	Filing Date: 12/29/2003			
Enclosed are the following documents:	Docket Due Date(s): 7/17/2005			
★ Amendment: <u>Response</u> ( <u>8</u> pgs)	☐ Issue Fee Transmittal			
☐ Appeal Brief (pgs)	☐ Notice of Appeal			
☐ Application:	Petition for:			
□ Application:pgs) w/cover & abstract) □ Assignment & Cover Sheet (pgs) ☑ Certificate of Mailing □ Continued Prosecution Application (CPA) □ Declaration & POA (pgs)	☐ Request for Continued Examination (RCE)			
☐ Assignment & Cover Sheet (pgs)	Reply Brief (pgs)			
🔀 Certificate of Mailing	Request & Certification Under 35 USC 122(b)(2)(B)(I)			
☐ Continued Prosecution Application (CPA)	☐ Request to Rescind Previous Nonpublication Request			
☐ Declaration & POA (pgs)	☐ Response to Notice of Missing Parts & Formalities Letter			
☐ Drawings:sheets, figures	☐ Response to Written OpInIon (pgs)			
Extension of Time:	☐ Terminal Disclaimer			
🔀 Fee Transmittal (in duplicate)	☐ Transmittal of Publication Fee Due			
☐ IDS & PTO/SB/08 ( pgs)	▼ Transmittal Letter			
☐ Other				
THE REPORTED TO SECURE THE TRANSPORT OF THE PROPERTY OF THE PR	Compared the compared to the c			
	ING/TRANSMISSION (37 CFR 1.8A) nitted by facsimile on the date shown below to the United States			

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7/28/2005 Date

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (503) 439-8778 and ask for Gayle Bekish.

TRANSMITTAL FORM		Application No.	10/748,383			
		Filing Date	December 29, 2003			
(to be used for all correspondence after Initial filing)		First Named Inventor	Jack Kavalieros			
		Art Unit	2891			
		Examiner Name	Chandra P. Chaudhari			
Total Number of Pages In This Submission 11		Attorney Docket Number	42P17819			
ENCLOSURES (check all that apply)						
Fee Transmittal Form	า	Drawing(s)	ı		After Allowance Communication to Group	
Fee Attached		Licensing-related Papers  Appeal Communication to Board of Appeals and Interferences				
Amendment / Respon	nse	Petition			Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
After Final Affidavits/deda	aration(s)	Petition to ( Provisional	Convert a Application		Proprletary Information	
Extension of Time Re	equest	Power of A Change of	ttomey, Revocation Correspondence Address		Status Letter	
Express Abandonme	nt Request	Terminal D	isclalmer		Other Enclosure(s) (please identify below):	
Information Disclosur	re Statement	Request for	r Refund	[-	Return Receipt Postcard	
PTO/SB/08 CD, Num		CD, Numbe	er of CD(s)	11		
Certifled Copy of Priority Document(s)						
Response to Missing Parts/ incomplete Application		Remarks	<u> </u>	1		
Basic Filing Fee		Remarks				
Declaration/POA						
Response to Missing Parts under 37 CFR 1.52 or 1.53						
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm G	Gregory D. Caldwell, Reg. No. 39,926					
Linux datum and the linux and	BLAKELY, SOKOLAFF, TAYLOR & ZAFMAN LLP					
Signature						
Date J	July 28, 2005					
CERTIFICATE OF MAILING/TRANSMISSION						
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent ar Trademark Office.						
Typed or printed name Gayle Bekish						
Signature			Date	July 28, 2005		

Based on PTO/SB/21 (04-04) as modified by Blakely, Solokoff, Taylor & Zefman (wtr) 08/04/2004. SEND TO: Commissioner for Palents, P.O. Box 1450, Alexandria, VA 22313-1450

Attorney Docket No.: 42P17819

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

KAVALIEROS, Jack	) Examiner: CHAUDHARI, Chandra P.			
Application No: 10/748,383	) )			
Filed: December 29, 2003				
For: THE METHOD FOR INTEGRATING REPLACEMENTS METAL GATE STRUCTURES	) ) )			

Mail Stop Amendment **Assistant Commissioner For Patents** P.O. Box 1450 Alexandria, VA 22313-1450

## **RESPONSE**

In response to the Election/Restriction Office Action mailed June 17, 2005. Applicant respectfully requests reconsideration of the above-referenced patent application in light of the following.